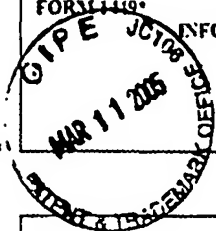


# BEST AVAILABLE COPY

Date Mailed: March 4, 2005

Sheet 1 of 1

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|--|---|---|
| <p><b>FORM 1449*</b><br/> <b>INFORMATION DISCLOSURE STATEMENT</b><br/> <b>IN AN APPLICATION</b><br/>         (Use several sheets if necessary)</p> | <p>Docket Number:<br/>8195.331' SC1</p> | <p>Application Number:<br/>10 776,043</p> |
| <p>Applicant: FAGEN ET AL.</p>   |   |   |
| <p>Filing Date: Feb 9, 2004</p>  |   | <p>Group Art Unit: 3653</p>               |



| U.S. PATENT DOCUMENTS |              |            |         |       |          |                            |
|-----------------------|--------------|------------|---------|-------|----------|----------------------------|
| EXAMINER INITIAL      | DOCUMENT NO. | DATE       | NAME    | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
| ✓                     | 6,730,396    | 05/04/2004 | Maloney |       |          |                            |
|                       |              |            |         |       |          |                            |
|                       |              |            |         |       |          |                            |
|                       |              |            |         |       |          |                            |
|                       |              |            |         |       |          |                            |
|                       |              |            |         |       |          |                            |
|                       |              |            |         |       |          |                            |
|                       |              |            |         |       |          |                            |

| FOREIGN PATENT DOCUMENTS |                |          |         |       |          |             |    |
|--------------------------|----------------|----------|---------|-------|----------|-------------|----|
|                          | DOCUMENT NO.   | DATE     | COUNTRY | CLASS | SUBCLASS | TRANSLATION |    |
|                          |                |          |         |       |          | YES         | NO |
| ✓                        | WO 2004/009445 | 01/29/04 | PCT     |       |          |             |    |
|                          |                |          |         |       |          |             |    |
|                          |                |          |         |       |          |             |    |

| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) |  |  |
|--|--|--|
| ✓  |  | Two (2) Samples: "Walgreens Fresh Breath™ Strips cool burst"; (24 Strip Pack), Walgreen Co., Deerfield, IL; believed to have been commercially available before 3/29/2002                                  |
| ✓  |  | Two (2) Samples: "Chloraseptic® Sore Throat Relief Strips™"; (20 strip dispensers), Prestige Brands International, Inc., Bonita Springs, FL, believed to have been commercially available before 3/29/2002 |
| ✓  |  | Two (2) Samples: "ALTOIDS® Strips Cinnamon"; (32 breath strips), Callard & Bowser-Suchard, Inc., East Hanover, NJ; believed to have been commercially available before 3/29/2002                           |
| ✓  |  | Four (4) Samples: "Theraflu® Thin Strips™"; (single strip), Novartis Consumer Health, Inc., Parsippany, NJ; commercially available at least by 12/2004   |
| ✓  |  | Four (4) Samples: "Triaminic® Thin Strips™"; (single strip), Novartis Consumer Health, Inc., Parsippany, NJ; commercially available at least by 12/2004  |
| ✓  |  | Two (2) Samples: POND'S® Clear Pore Strips; (single strip), Chesebrough-Pond's USA Co., Greenwich, CT; commercially available at least by 3/29/2002  |
|  |  |  |

**23552**  
PATENT TRADEMARK OFFICE

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|--|---------------------------------------|
| EXAMINER: <i>hmd vcl</i>   | DATE CONSIDERED: <i>Sept 19, 2005</i> |
| <p>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.</p> |                                       |